

1 McGREGOR W. SCOTT  
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2 LAUREL D. WHITE  
Assistant U.S. Attorney  
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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA, ) CR. S-03-384 WBS  
11 )  
12 Plaintiff, ) STIPULATION AND ~~PROPOSED~~ ORDER  
TO CONTINUE SENTENCING DATE  
13 v. ) Date: September 2, 2008  
14 MICHAEL LABRECQUE, and ) Time: 8:30 a.m.  
ALLEN HARROD ) Judge: Hon. William B. Shubb  
15 Defendant. )

16 \_)

17 On July 14, 2008, the court on it's own motion and with the  
18 agreement of counsel, continued the sentencing date in the above-  
19 entitled case from July 28, 2008 to September 2, 2008. On or about,  
20 July 14, 2008 the parties received the Probation Officer's Response  
21 to the defendants' numerous informal objections to the Presentence  
22 Report. The parties have conferred and agreed that in light of the  
23 sizeable number of contested issues, additional time is needed to  
24 prepare for sentencing. The parties respectfully request that the  
25 current sentencing date of September 2, 2008 be vacated, and that a  
26 briefing schedule and new sentencing date be set. Based on Counsel  
27 for Allen Harrod, Bruce Locke's request that he have 4 weeks to  
28 prepare his formal objections and sentencing memorandum, the parties

1 have agreed to the following briefing schedule:

2 Defendants' Formal Objections/Sentencing Memoranda would be due  
3 August 18, 2008; the Government's Response and Sentencing Memorandum  
4 would be due September 15, 2008; a Reply if any would be due  
5 September 29, 2008 and the Sentencing Hearing would take place on  
6 October 14, 2008. The Court's Courtroom Clerk has confirmed the  
7 proposed sentencing hearing date of October 14, 2008 is available.

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9 McGREGOR W. SCOTT  
United States Attorney

10 Date: July 21, 2008

11 By /s/ Laurel D. White  
LAUREL D. WHITE  
Assistant U.S. Attorney

12  
13 Date: July 21, 2008

/s/ Laurel D. White for  
BRUCE LOCKE  
Counsel for Allen Harrod

14  
15 Date: July 21, 2008

/s/ Laurel D. White for  
CARO MARKS  
Counsel for Michael Labrecque

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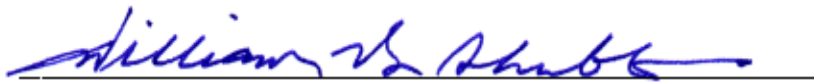
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**ORDER**

For the reasons stated above by the parties and good cause appearing,

**IT IS HEREBY ORDERED THAT** the September 2, 2008, sentencing hearing date be vacated. This matter shall be set for sentencing on October 14, 2008 at 8:30 a.m. The defendants' formal objections to the Presentence Report and Sentencing Memoranda shall be filed by August 18, 2008; the Government's Response and Sentencing Memorandum shall be filed by September 15, 2008; any Reply shall be filed by September 29, 2008.

DATED: July 22, 2008

  
WILLIAM B. SHUBB  
UNITED STATES DISTRICT JUDGE